IN THE HIGH COURT OF JUDICATURE OF BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO.1275 OF 2005
IN
CRIMINAL APPLICATION NO.4007 OF 2004

Shri A.B.Anand & Anr. ..Applicants.

V/s.

The State of Maharashtra & Anr. ..Respondents.

Mr.A.P.Mundargi, counsel with Mr.Ganesh Gole for applicants.

Mr.G.M.Coelho, respondent No.2 in person.

CORAM: A.M.KHANWILKAR,J

DATE : NOVEMBER 28, 2005.

P.C. :

1. Heard Counsel for the petitioner and respondent No.2 in person.

2. Admittedly, petitioners have not complied with the conditional order dated 21st November, 2003 in issuing duplicate Share Certificates to the respondent within the specified time. The petitioners have however, now complied with that direction which fact is not in dispute. In other words, duplicate shares are already issued to the respondent No.2. According to the respondent No.2, the same have been accepted without prejudice to the rights and contentions. Even so, in my opinion,

having regard to the peculiar facts of the present case, the application deserves to be allowed in terms of prayer clause (a) in the interest of justice.

3. Ordered accordingly.